

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION**

**CERTAIN UNDERWRITERS AT LLOYDS,
LONDON, SUBSCRIBING TO POLICY
UP01US361029**

PLAINTIFF

VS.

CIVIL ACTION NO. 3:04CV540LS

**MAGNOLIA MANAGEMENT CORPORATION;
BRANDON LIVING CENTER, LLC, d/b/a
BRANDON COURT; RANKIN COMMUNITY
CARE CENTER, LLC, d/b/a BRANDON COURT;
BRANDON COURT, LLC; SANDRA CHAMPION
BALL; MELISSA JOHNSTON, TRACY
ROBINSON GARCIE, COLLEEN CAMP and
JOHN DOES A-Z**

DEFENDANTS

PROTECTIVE ORDER

NOW COME all parties, Plaintiffs and Defendants, through undersigned counsel, who agree that, during the course of this litigation, various confidential information relating to both parties and non-parties in this litigation has been disclosed, and, to protect this information, all parties agree, in accordance with FRCP 26, to this Protective Order.

IT IS, THEREFORE, ORDERED, as follows:

1. This Protective Order should apply to all documents of any type produced during discovery that contain or relate to confidential information.
2. For purposes of this Protective Order, the following constitutes confidential information:
 - a. Any depositions taken during the lawsuit and accompanying exhibits;
 - b. Any and all documents produced by any party during discovery;
 - c. Any and all documents obtained through subpoena during discovery;

- d. Any and all responses to any discovery requests;
 - e. Any and all reports prepared pursuant to Rule 26 by any expert in this litigation; and
 - f. Any correspondence exchanged between the parties.
3. Confidential information shall not be disclosed, or used by the receiving party or any of its agents for any purpose other than the preparation and trial of this action, post trial pleadings and in the subsequent appeals, with the exception of the following:
- a. When required by an order of a court of competent jurisdiction or otherwise compelled by law; or
 - b. With prior written consent of the parties.
4. The provisions of this Order shall be binding on the parties through and after the conclusion of this action, and the court shall retain jurisdiction over the parties to enforce and/or modify this Order.

IT IS SO ORDERED, this the 1st day of September, 2006.

S/James C. Sumner
UNITED STATES MAGISTRATE JUDGE

AGREED AND APPROVED:

s/Richard T. Bennett
RICHARD T. BENNETT
CHARLES F. BARBOUR
Attorneys for Plaintiff

S/John A. Stassi II
JOHN A STASSI II
J. WARREN GARDNER
Attorneys for Magnolia Defendants

s/Cynthia H. Speetjens
CYNTHIA H. SPEETJENS
Attorney for Plaintiff

Larry Yarbrough
LARRY YARBROUGH
Attorney for Sandra Champion Ball